

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

Zilog, Inc.,

NO. C 03-03725 JW

Plaintiff,

**NOTICE OF INTENT TO APPOINT  
SPECIAL MASTER**

v.

Quicklogic Corporation,

Defendant.

On September 11, 2006, the Court conducted a case management conference. Counsel for the respective parties were present. At the conference, the Court proposed the nomination of a Special Master to assist in the management of this lawsuit. The parties were agreeable.

Pursuant to Fed. R. Civ. P. 53, the Court notifies the parties of its intent to appoint Thomas Denver, 96 North Third Street, Suite 300, San Jose, California 95112, (408) 280-7883, as the Special Master of this case. Mr. Denver shall be the Special Master for all discovery proceedings, with the power to hear and to make reports and recommendations on the following:

1. Case development processes (e.g., staged discovery and discovery schedules or plans);
2. Disclosures and discovery;
3. Disclosures or discovery disputes.

At the April 24, 2006 case management conference, Defendants were ordered to provide Plaintiff five (5) samples for each of nine (9) Quicklogic parts which may infringe any of claims 1-3 of U.S. Patent 4,670,479. At the September 11, 2006, the Court learned that this exchange had not

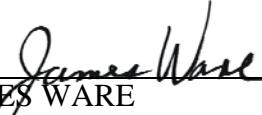
1 occur. Accordingly, Mr. Denver shall exercise the power necessary or proper to regulate all  
2 proceedings before him with respect to discovery issues and shall do all acts and take all measures  
3 necessary or proper for the efficient performance of his duties under this Order.

4 Unless the Court receives a recommendation from the Special Master from some other  
5 apportionment, each party shall bear the costs of the Special Master on a per capita basis, payable in  
6 advance. The Special Master shall report to the Court on a periodic basis regarding the state of his  
7 fees and expenses. Unless otherwise ordered, the Special Master shall, in his report, advise the  
8 Court, without specifically identifying parties, as to whether the parties are current in their payment  
9 of his fees and expenses.

10 The parties shall have ten days from the date of this notice to file any objections to Mr.  
11 Denver being named as Special Master. If no objection is filed and if Mr. Denver files the affidavit  
12 required by Fed. R. Civ. P. 53(b)(3), the Court's appointment of Mr. Denver as Special Master shall  
13 become effective twelve days after the date of this Notice.

14 The Clerk shall add Mr. Denver on the e-fling service list.

15  
16 Dated: October 19, 2006

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Albert P. Bedecarre [albedecarre@quinnemanuel.com](mailto:albedecarre@quinnemanuel.com)  
3 David Eiseman [davideiseman@quinnemanuel.com](mailto:davideiseman@quinnemanuel.com)  
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7 Monte M.F. Cooper [mcooper@orrick.com](mailto:mcooper@orrick.com)

8 Thomas Denver  
9 96 North Third Street, Suite 300  
10 San Jose, California 95112

11 **Dated: October 19, 2006**

**Richard W. Wieking, Clerk**

12 By: /s/ JW Chambers  
13 **Elizabeth Garcia**  
14 **Courtroom Deputy**